

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	10/625,575	JUNKERS, JOHN K.
	<b>Examiner</b>	<b>Art Unit</b>
	Eric B. Compton	3726

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to an application filed 23 July 2003.
2. ☒ The allowed claim(s) is/are 1-3.
3. ☒ The drawings filed on 23 July 2003 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |   |
|---|---|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)                       |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____. |
| 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date <u>7/23/2003</u> | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment                               |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material                                | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance                         |
|   | 9. <input type="checkbox"/> Other _____.  |

### **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with I. Zborovsky, Reg. #28,563 on June 23, 2004.

The application has been amended as follows:

In the Abstract,

Line 5, "include" has been changed to --includes--

Line 6, "sleeve-washer" has been changed to --sleeve/washer--

Line 14, "remains" has been changed to --remain--

In the Specification,

Page 5, line 13 (5<sup>th</sup> line from bottom), "include" has been changed to --includes--

Page 5, line 14 (4<sup>th</sup> line from bottom), "sleeve-washer" has been changed to --sleeve/washer--

Page 6, line 6, "remains" has been changed to --remain--

In the Claims,

Claim 1, line 5, "include" has been changed to --includes--

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Claim 1, line 6, "sleeve-washer" has been changed to --sleeve/washer--

Claim 1, line 15, "remains" has been changed to --remain--

Claim 2, lines 3, "non rotatable" has been changed to --non-rotatable--

### ***Reasons for Allowance***

2. The following is an examiner's statement of reasons for allowance: the prior art of record does not teach or suggest a method for tightening and loosening an object to a rotary base torsion-free comprising the steps: "turning the first part by said one portion so that the first part, the bolt and the rotary base turn together while the second part remains free of rotation to urge the bolt to move in a desired axial direction to tighten of loosen the object to the rotary base; and turning the second part by said other portion so that the rotary base, the bolt and the first part remain free of rotation to urge the bolt in the desired axial direction to tighten or loosened the object to the rotary base," in combination with the other claimed subject matter. See Claim 1.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Remarks***

3. The above changes were made to correct the same minor typographical errors found in the abstract, specification, and claims.

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4. Applicant's characterization of the prior art is germane. See Specification, pages 2-4. Applicant's prior invention, see EP 0 593 742, cited in specification, and its equivalent U.S. Pat. 5,318,397, disclose a mechanical tensioner having the same first and second parts, as claimed, and the step of "turning the second part by said other portion so that the rotary base, the bolt and the first part remain free of rotation to urge the bolt in the desired axial direction to tighten or loosened". See U.S Pat. 5,318,397, Col. 3, lines 56-62. However, as indicated by Applicant that invention does not teach, nor suggest, an application of tightening or loosening an object to a rotary base. That invention discloses a static base. Thus, the instant invention must operate in a different manner, requiring the additional step of "turning the first part by said one portion so that the first part, the bolt and the rotary base turn together while the second part remains free of rotation to urge the bolt to move in a desired axial direction to tighten of loosen the object to the rotary base," which is not required by the other invention. See Specification, page 3 (last line) (Applicant suggests such a step is required for rotary base).

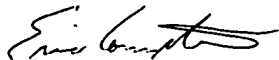
#### ***Contact Information***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Eric B. Compton whose telephone number is (703) 305-0240. The examiner can normally be reached on M-F, 9-5.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Peter B. Vo can be reached on (703) 308-1789. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Eric Compton  
Patent Examiner  
AU 3726